

## **Working Draft February 2012**

### **Nutrient Credit Regulations Regulatory Advisory Panel (RAP) Schedule and Workplan**

#### Meeting 1, November 14, 2012

- Overview
- 1. Nutrient Credit Trading Expansion and Legislative Background
- 2. Overview of Current Trading Program and Procedures
- 3. Identification of Issues for RAP Consideration
- 4. Discussion of proposed RAP Workplan
- 5. Identification of Issues by RAP Members

#### Meeting 2, December 13, 2012

- Draft Regulations Outline
- Part I - Definitions Section
- Mitigation bank review
- Consideration of Regulations for the purpose of establishing statewide procedures for the certification of nutrient credits including
  1. Procedures for certification and registration from activities identified in 10.1 – 603.15:2 B. 1. a. to include requirements for practice documentation, timeframes, , application requirements, application fees and other administrative elements.
  2. Requirements to reasonably assure the generation of the credit including legal instruments for perpetual credits, operation and maintenance requirements and financial assurance requirements

#### Meeting 3, February 22, 2013

- Presentations on Approved Bank Examples and Approval Processes Followed
- Presentation from DOF (*tentative*)
- Discussion of February Draft Regulation Parts (Programmatic/Administrative Processes)
  1. Part I – Definitions
  2. Part II – General Information
    - a. Authority, Purpose and Applicability
    - b. Relationship to Other Laws and Regulations
    - c. Limitations and Liability
  3. Part III – Administrative and Technical Criteria
    - a. Application Procedures (e.g., Public Notification, Review Process)
    - b. Credit Certification Procedures
    - c. Management Plans
    - d. Financial Assurances
    - e. Appeals

#### Meeting 4, March 20, 2013

- Presentations on Potential Calculation Tools
- Consideration of Baselines and Credit Calculation Methodologies
  - Agricultural, Urban and Land Conversion
  - Procedures for establishing baseline for “other credit-generating practices”
  - Bundling of credits: procedures for review
- Discussion of March Draft Regulation Parts with RAP comment incorporated  
*As edited from Feb meeting:*
  1. Part I – Definitions
  2. Part II – General Information
  3. Part III – Administrative and Technical Criteria
    - a. Application Procedures (e.g., Public Notification, Review Process)
    - b. Credit Certification Procedures
    - c. Management Plans
    - d. Financial Assurances
    - e. Appeals*As newly presented:*
  4. Part IV – Compliance and Enforcement
    - a. Inspections/Audits
    - b. Recordkeeping and Reporting
    - c. Enforcement
    - d. Penalties

#### Meeting 5, April 17, 2013

- Continued Consideration of Baselines and Credit Calculation Methodologies
  - Agricultural, Urban and Land Conversion
  - Procedures for establishing baseline for “other credit-generating practices”
  - Bundling of credits: procedures for review
- Presentation of Regulations on Calculation Procedures

#### Meeting 6, May 21?, 2013

- Fee Presentation
- Continuation on Baselines and Calculations Draft Regulations, as needed
- Local Water Quality Issues

#### Meeting 7, June ?, 2013

- Presentation on Credit Registry
- Local Water Quality Issues Continued
- Discussion of Regulations as Drafted

#### Meeting 8, July ?, 2013

- Consensus Testing to Finalize Draft Regulations to the Board